## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DANIEL MARINO,

CIV. NO. 11-6811

PLAINTIFF

٧.

:

USHER, ET AL.,

DEFENDANTS

## PRAECIPE TO SUPPLEMENT THE RECORD

TO THE CLERK OF THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA:

Please supplement the record with the redacted telephone records of Mr. Malofiy, which show only two phone calls. The redacted telephone records are attached and marked as Exhibit "A".

Mr. Stretton would be glad to submit the unredacted telephone records to the Honorable Paul S. Diamond for his in camera review.

Respectfully submitted,

s/Samuel C. Stretton

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Attorney I.D. No. 18491

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## CERTIFICATE OF SERVICE

I hereby certify I am this date serving a copy of the Preacipe to Supplement the Record in the captioned matter upon the following persons in the manner indicated below.

Service by First Class Mail addressed as follows:

- Honorable Paul S. Diamond
   United States District Court for the
   Eastern District of Pennsylvania
   6613 U.S. Courthouse
   601 Market Street
   Philadelphia, PA 19106
- Jonathan D. Davis, Esquire Jonathan D. Davis, P.C.
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Respectfully Submitted,

<u>March 4, 2014</u> Date

s/Samuel C. Stretton
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